IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 15524 of 2004

Between:

T. Veeraiah Gupta, S/o Narsimhaiah,
Thumukunta Village, Leeza Mandal, Gadwal Taluk,
Mahaboobnagar District, Pin Code: 509 127

..... PETITIONER

AND

1 The District Collector, O/o the District Collector,
Mahabubnagar Post & District (A.P).
2 The Deputy Executive Engineer (R&B Sub Division), Near Old Bus

Stand, Gadwal - 509 125.
3 The Executive Engineer (Roads & Buildings), Near New Bus Stand,

Wanaparthy.
4 The Superintending Engineer (Roads & Buildings), Rural Circle,

Balkampet, Hyderabad.
5 The Chief Engineer (NABARD), Erramanzil, Somajiguda,

Hyderabad(A.P).
6 The Superintending Engineer (A.P Transco), Jadcherla Road,

Mahaboobnagar Post and District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass an order or orders, writ or writs more preferably a writ one in the nature of Writ of Mandamus, to direct the respondents to solve the problems mentioned by the petitioner in consideration of representations dated 10-1-2001, 10-11-2003, 5-7-2004, 5-7-2004, 10-6-2004 and 21-6-2004 and consequently lay the B.T. Road strictly in accordance with guidelines in force from Ieeza Mandal Head Quarters, Vittalalpuram Via Thumukunta village.

Counsel for the Petitioner:MR.P.SRINIVAS REDDY

Counsel for the Respondent No.1: GP FOR REVENUE

Counsel for the Respondent Nos.2 to 5: GP for Roads and Buildings.

Counsel for the Respondent No.6: Smt.M.Vinobha Devi, SC for AP TRANSCO

The Court made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

Counter affidavit has not been filed by the respondents despite opportunity.

Petition has been filed in public interest by a public-spirited person aggrieved by the inaction on the part of the respondents in considering the petitioner's representations. Accordingly, direction is sought against respondents to consider the representations and pass appropriate orders thereon in accordance with law.

Grievance of the petitioner is that road from Leeza to Vittalapuram via Thumukunta is sought to be laid without taking into consideration numerous aspects such as existence of a deep agricultural well, dangerous pits and low lying electricity wires and electricity poles. Without tackling with such problems, the petitioner says, laying of the road is likely to adversely affect the safety of the public. Petitioner's grievance is that the Roads and Buildings Department is not widening the road strictly in accordance with the guidelines applicable.

As no counter affidavit has been filed by the respondents, the only direction which deserves to be issued in this case would be to direct the respondents 2 to 4 that before undertaking the work of widening of road and making the road black topped, they will duly take into consideration the grievances made by the petitioner in his various representations, which are reflected in the present writ petition.

With this direction, the petition stands disposed of.

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DEVINDER GUPTA, CJ

28-10-2004

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C.V.RAMULU, J

Tvr

To

1 The District Collector, O/o the District Collector,
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7 2 CCs to the Govt. Pleader for Revenue, High Court Buildings,

Hyderabad.

8 2 CCs to the Govt. Pleader for Roads and Buildings, High Court

Buildings, Hyderabad.

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